

AO 120 (Rev. 3/04)

TO: Mail Stop 8 Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK
---	---

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been
filed in the U.S. District Court Southern District of Iowa on the following ☐ Patents or ☒ Trademarks:


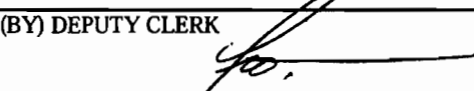
DOCKET NO. 4:09-cv-332	DATE FILED 8/27/2009	U.S. DISTRICT COURT Southern District of Iowa
PLAINTIFF National Biodiesel Board		DEFENDANT Tarm USA, Inc.
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 3,526,098		National Biodiesel Board
2		
3		
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
1			
2			
3			
4			
5			

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT Notice of voluntary dismissal filed. See attached.
--

CLERK 	(BY) DEPUTY CLERK 	DATE 3/4/2010
--	---	------------------

Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF IOWA

National Biodiesel Board,

Plaintiff,

v.

Tarm USA, Inc.,

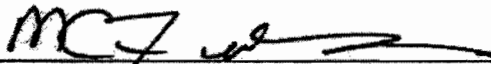
Defendant.

Civil Action No. 09-CV-332

DISMISSAL WITH PREJUDICE

COMES NOW the Plaintiff, National Biodiesel Board, by and through its undersigned counsel, and pursuant to a Settlement Agreement executed by the parties on the 24th day of February, 2010, hereby dismisses with prejudice its claim against Defendant, Tarm USA, Inc.

BEVING, SWANSON & FORREST, P.C.


Mark C. Feldmann AT0002515
321 E. Walnut, Suite 200
Des Moines, IA 50309
Telephone: (515) 237-1182
Facsimile: (515) 288-9409
mfeldmann@bevinglaw.com

Copy to:

Scott Rand
McLane, Graf, Raulerson & Middleton
900 Elm Street
P.O. Box 326
Manchester, NH 33105-0326

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing instrument was served upon each of the attorneys of record of all parties to the above-entitled cause by enclosing the same in an envelope addressed to each such attorney at such attorney's address as disclosed by the pleadings of record herein on the 1st day of March, 2010.

By: ☒ U.S. Mail ☐ Facsimile
☐ Hand Delivered ☐
Overnight Courier
☐ Federal Express ☐ Other

Signature

Nancy Franklin